App F IX 4

P 2 7 E

Previous References
Ml 109-44 (7,8)

1948-49
(Ml 39

File No 86-48
Serial Nos 59,60

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for Feb '49

SUBJECT

The ~~bye~~ bye-laws for the levy of Special Sanitary Cess in the Tarikere Town Municipality

To The D C, Chickmagalur Dt
" Director of Public Health in Mysore
" Comptroller to Govt
" Prsdt. T Ml Cl, Tarikere

G O No L 9592-95/D 17-2-49
Sanctions Conservancy rules etc
KBe

7313/L

General and Revenue Secretariat | File No | of 194 | [App F III–2

Serial No

From the D c Kadur Dt
No A3 c 3209 -196/45-A19
Reports sanction to the conservancy bye-laws & bye-laws for the levy of special sanitary cess framed by the Tarikere Town Mcl-cl

Mrs may be sent in the first instance to the D. P H for favour of opinion as to whether the conservancy bye-laws framed by the Mcl cl are in order
Mra 14/5/46 U.O 298/45-07/11 S 46

2) Complimts- to the Director of Public Health for favour of opinion as to the above bylaws

for Secretary to Govt

C45- 118/45-6 A 18/46/45

3) Retransmitted with compliments

Rule 11: Change 'ten' to 'six'

4) Insert the following as 11(a)

The owner of any premises shall, if such premises are occupied by more than one family, provide for the use of each family, separate latrine accommodation on the scale stated above

THE DIRECTOR OF PUBLIC HEALTH
No C 45- 118/45-6
20/5/46
BANGALORE

NOTE—Contn Sheet

313

RL 21

File No of 194

General and Revenue Secretariat

Serial No

5) Rewrite bye-law 18 as follows:

Every person who shall construct a new privy shall construct the same in such a way that

(a) it shall be situated at a distance of not less than 10 feet from any portion of the building which is used for habitation or for storing or preparing any articles of food dr drink.

(b) It shall be situated at a distance of not less than 20 feet from any well, spring or stream of water used or likely to be used by men for drinking or for the manufacture of drinks for the use of men,

provided that this clause shall not be deemed to authorise the construction of a privy at any place, if it is likely to render the water in any such well, spring or stream liable to contamination.

G. Gallaway
Director of Public Health.

6) Subject to above the above modifications are indicated on the draft bye-laws

JM 23/7/46

7) The power to make bye-laws for regulating sanitation and conservancy is vested in a municipal council under clause (o) of Section 480 of the Town Municipalities

Draft approved as to legality subject to above 8/7/46

4/7/46

MWU

LEGISLATION BR
No
Date
CLK & Ex Sec'y LTD

Act, 1933 The provision has been omitted in the preamble of the draft bye-laws

9) under bye-law No (6), a fee is necessary for the opening of the privy. Licensee is also interested under bye-law No (7) to put up a trap-door As the opening of the privy covers all the opening of a trap-door, it is submitted that the last sentence in bye-laws No (7) appears to be unnec

10) Bye-law No (9) casts a duty on a municipal council to arran for the removal of night-soil Bye law No (10) is mandatory and a breach of this provision would entail penal action being taken against the Municipality under bye law (21) Whether this provis is necessary is submitted for consideration

11) In bye-law No (21), the word "without being served with any show cause notice" appear to be unnecessary, as the Municipalities Act does not contempl

interim Bye laws and Bye laws for the levy of Special Sanitary cess by the Sukkur Municipal Council

21/2

the service of show cause notice

12) As regards the Schedule regarding the levy of special sanitary cess, it is for the administrative section to examine whether any rates have been fixed by the Govt (Under clause (f) of Schedule I appended to the Act) by notification and whether the rates specified in the Schedule conform to such notification

NV 17/7/46 BNM 17/7 13) Please await orders on a form to file where the need for max rates prior to framing of Bye laws has been raised

A

SDS 25/7

MV 2V

Valid from 14 8 46 from the Govt Law Dept where reference is made of 25/7 by Note of 25/7 has been disposed of unsatisfactorily SDS

14) The question raised at A above has been drawn attn in another file received from the Legal Dept where the orders of the Govt Secy have been obtained as to the Notifn returned for further action

SDS 17/8/46

Asst Secy Legal Dept

Secy 18/8/46

15) The connected file (A) has already been submitted where orders are awaited

16/8

16) Pl keep up for reminder 18/8/46

Levy of Special Sanitary cess — 5

Tamkur mlty — 7313/L

17) The file re levy of special Sanitary cess has not yet been received to submit for orders — ref para 16

Ma 3/9/46

18) Pl bring up for instns

L
3/9/46

TYPE SECTION
28 MAR 1947
GEN & ADV SECTT

19) The rate of Sanitary cess are different for different Municipalities and are Sanctioned on individual proposals as and when Received by Govt by the respective Municipalities which are Submitted, after the observance of the necessary formalities such as notifying the imposition of the cess under Sec 62 (6) of the Town Municipalities Act, 1933 etc, The Rates in respect of each Municipality are Sanctioned examined by Govt as to the Reasonableness or otherwise with Reference to the local conditions before Sanction and thereby the provisions of the Town Municipal Act of 1933 is Satisfied

20) It is therefore for orders if the Conservancy Cess Levy Rules and the Byelaws for the levy of Special Sanitary cess framed by the Tarekere Municipality may be approved

Ms 26/3

21) Pl put up draft as instructed

L 27/3/47

22) Draft Letter to the DC, Kadur Dt put up

Ms 28/3

23) Issued 28/3/47

7313/45 [4283/m] '48

To
The Dc, Kadur Dt
No L 13380 dt 3-4-47
Calls for information.

Lr A-30-8-47
3/6/47

From

The Dc Chickmagalur Dist
No A3 C 3209/45-46 dt 8-12-48
forwards the correct draft bye laws

2(a) The Dc has forwarded the draft bye laws of the Tarikere Town Mpl. in respect of the levy of Sanitary cess, after incorporating the changes suggested by the D P H (Flag A)

2(b) The draft bye laws as corrected may perhaps be approved.

2(c) Submitted for orders

Any 14/12

27) Please scrutinize carefully the draft, go through/ may also be passed
17/12

Draft Byelaws for Special Sanitary cess in Tamlene etc

28) The draft byelaws are sent in duplicate once again and submitted with a draft S.O for approval

The draft bye laws may be approved

THE MINISTER FOR LOCAL SELF GOVERNMENT
No 3508
Date 14/1/49

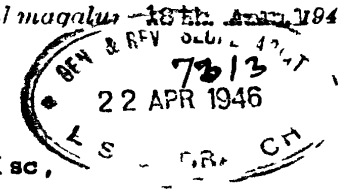
To
The DE Chickmagalur
" DPH Mysore
" Comptroller to Govt
" Pdt Tamlene Town Council

No L.9592-95/md 88-48-60 dated 17-2-49,
Sanctions the Conservancy rates etc

[redacted]-196/45-46 OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT

Enc. One file

Dated Chikmagalur 18th April 194



FROM

G N Nagaraja Rao, Esq, M sc,
Deputy Commissioner,
Kadur District

To

J B MALLARADHYA, Esq, I A S,
Secretary to Government of Mysore,
Revenue Department,
BANGALORE

SIR

Re - The Bye-laws for the levy of Special Sanitary Cess in the Tarikere Town Municipality

--

I have the honour to state that the Tarikere Town Municipal Council, Tarikere, have framed a set of bye-laws and rules under Section 48 of the Town Municipalities Act 1933, for enforcing the daily conservancy system by the Municipal Agency and for the levy of the Special Sanitary Cess under Section 61 of the said Act It is reported that there are at present 1937 houses of all descriptions in the

2

in the town and from the levy of the special sanitary cess, a sum of Rs 5722-6-0 would be realised per annum while expenditure to be incurred on account of the employment of 30 scavengers is expected to be Rs 5382/- per annum No objections have been received from the public to the bye-laws and the rules The District Health Officer, Kadur District, to whom the file was sent for his suggested colour alterations and additions the Municipal Council, Tarikere have approved of the bye-laws and rules as modified by the District Health Officer

2 As the required formalities have been observed and as no objections have been received to the public I request that sanction of Government may kindly be obtained for the draft bye-laws and rules The connected records are enclosed for favour of reference

I have the honour to be,
Sir,
Your most obedient servant,

DEPUTY COMMISSIONER,
KADUR DISTRICT

Tss

No L 13380 with Bye laws 3
Rule(4)

To
The Dy Commr
Kadur Dt

Subject Bye-laws for the levy of Special Sanitary Cess in the Town Municipality

Sir,

In returning herewith the draft Bye laws for the levy of Special Sanitary Cess in the Tarikere Town Municipality received with your letter no A3 C-3209-196/85-86 dated 18.4.86, I am directed to state that the D.P.H. to whom the Bye laws were referred for opinion has suggested the following modifications -

1) Rule 11 change ten to six"

2) insert the following as 11(a)

"The owner of any premises shall, if such premises are occupied by more than one family, provide for the use of each family, separate latrine accommodation on the scale stated above"

3) Re-write Bye law 18 as follows:-

Every person who shall construct

a new privy shall construct the same in such a way that

(a) it shall be situated at a distance of not less than 10 feet from any portion of the building which is used for habitation or for storing or preparing any articles of food or drink

(b) it shall be situated at a distance of not less than 20 ft from any well, spring or stream of water used or likely to be used by men for drinking or for the manufacture of drinks for the use of men,

provided that this clause shall not be deemed to authorise the construction of a privy at any place if it is likely to render the water in any such well, spring or stream unfit for consumption"

I am to request you therefore to kindly incorporate the changes suggested by the D.P.H in the draft bye-laws in consultation with the Local Municipal Council and forward the Revised draft bye laws for the orders of Govt

I am to request that the rates of special sanitary cess proposed to be levied may also be furnished with the Draft

Yours faithfully
Sd/-
Secretary to Govt
Local Administration Department

5

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L. 13380 / Bye-laws

Dated Bangalore, March 1947

3/4/47

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Revenue Department,
Bangalore

To

The Deputy Commissioner,
Kadur District,
Chickmagalur

Sir,

Subject Bye-laws for the levy of special sanitary cess in the Tarikere Town Municipality

====

In returning herewith the draft bye-laws for the levy of special sanitary cess in the Tarikere Town Municpality received with your letter No A3 C 3209-196/45-46 dated 18th April 1946, I am directed to state that the Director of Public Health to whom the bye-laws were referred for opinion has suggested the following modifications -

1. Rule 11 - Change "ten" to "six"

2. Insert the following as 11 (a)

"The owner of any premises shall, if such premises are occupied by more than one family, provide for the use of each family separate latrine accommodation on the scale stated above "

3 Re-write bye-law 18 as follows

"Every person who shall construct a new privy shall construct the same in such a way that

(a) it shall be situated at a distance of not less than 10 feet from any portion of the building which is used for habitation or for storing or preparing any articles of food or drink,

(b) it shall be situated at a distance of not less than 20 feet from any well, spring or stream of water used or likely to be used by men for drinking or for the manufacture of for the use of men,

Provided that this clause shall not be deemed to authorise the construction of a privy at any place, if it is likely to render the water in any such well, spring or stream liable to contamination

p t o

Dr. RL-L & R-55 8

No.A3-C 3209/45 Office of the Deputy Commissioner
Chief Cadastral Division
Cuddapah, dated 11 DECEMBER 47

To

The Secretary to Government,
Revenue Department,
Bangalore

Sir,

Subject - Bye-laws for the levy of Special Scavenging
Cess in Tadpatri Municipality

With reference to your letter No L 11393 dated 29-11-1947 on the above subject, I have the honour to state that the bye-laws were returned back to the President, Tadpatri Municipal Council, Anantapur Dt. duly amended as suggested in your letter No L 13380 dated 3-1-47 the latter is pending with the Municipal Council, who are requested today. On receipt of the amended bye-laws, a further communication will be made in the matter.

I have the honour to be
Sir,
Your most obedient servant,

Deputy Commissioner &
Chief Cadastral District

Sd/- 12/12

Mk. 86-48-SG

GENERAL & REVENUE SECRETARIAT 8 DEC 1948 4283 MUNICIPAL BRANCH

8

No A3-C 3209/45-46 Office of the Deputy Commissioner,
Encl Records Batticaloa District,
Batticaloa, dated the 6th December 1948

To

The Secretary to Government,
Revenue Department,
Colombo

SECRETARY 7 DEC 1948

Re Pending Bye-laws of the levy of Special Sanitary Cess in the Batticaloa Municipality

Adverting to your letter No L 13380 dated 3rd April 1947 returning the draft of bye-laws in respect of the levy of special Sanitary Cess in the Batticaloa Municipality for being resubmitted after getting the changes suggested by the Director of Public Health incorporated therein, I wish to forward herewith the entire file of records received with letter No M C 12/48-49 dated 22nd November 1948 from the President, Town Municipal Council, Batticaloa, and to request you kindly to obtain the approval of the Government to the bye-laws in the circumstances stated by the President, Letter No M C 12/48-49 dated 12-11-1948 of the President, Town Municipal Council, Batticaloa in regard to the rates of Special Sanitary Cess levied in the Batticaloa Municipality as enclosed herewith for favour of perusal of the Government

Yours Faithfully,

hp Gamanayaka

Deputy Commissioner,
Batticaloa District

HIR

G R S App F VI—G 2]

SUBJECT

9

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 12-2- 1949

Signed by S. G. Rao

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(vi) published in the Gazette Kannada Part ?

S Chief

Section JMH

File No 86-48

Serial No 60

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— Correspondence ending with letter no A.3 c 3209/48 dated 5-12-48 from the Deputy Commissioner Chickmagalur Dist requesting sanction to the draft Bye laws framed under Sec 48 (1) (o) and rules framed under Sec 61 (a) (VII) of the ~~Order thereon No~~ - Mysore Town Municipalities Act 1933 by the Tarikere Town Municipal Council for enforcing the daily Conservancy System ~~from~~ through the ml Asscy only and for the levy of Special Sanitary cess ~~as Per Rates~~

~~mentioned in the Schedule,~~
as resolved by the Mdcl
on 9-3-46 and adding
that no objections were received
in response to the notification called for
~~for the enforcement of the above~~
the Panel
~~bye laws~~

Order No. L 9592—95/MC 86-46-60 dt 17-2-[illegible]

the rules framed for taxation
framed under Sec 48(1) and/Sec 61 (a) (vii) of the
M-T M Act 1933
The Bye laws/are ~~Sanctioned~~ approved;
as appended to this order
Six printed Copies may be sent to the
Head Branch of the Secretariat for reference & record

From The Dy Secy to Govt 11/1/[illegible]
Amp 4/1/[illegible] Por 6/1/[illegible]

List of Enclosures

To
The Dy. Chiefmagistrate
Dy. M/12
The A P. H in Mysore
The comptroller to Govt
The Pdt Tahsildar Town
Mdcl

Copied by

Examined by

WD 04162—GPB—60 000—23 10 41

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

READ -

Correspondence ending with letter No A3 C 3209/45-46 dated 5th December 1948 from the Deputy Commissioner, Chickmagalur District, requesting sanction to the draft Byelaws framed under Section48(1)(o) and rules framed for taxation under the Section 61(a)(vii) of the Mysore Town Municipalities Act, 1933, by the Tarikere Town Municipal Council, for enforcing the daily conservancy system through the Municipal Agency only and for the levy of special sanitary cess as resolved by the Municipal Council on 9th March 1946 and adding that no objections were received in response to the notification calling for the same

---

ORDER NO

Dated, Bangalore, the

The Bye-laws framed under Section 48(1) and the rules framed ~~for taxation~~ under Section 61(a)(vii) of the Mysore Town Municipalities Act 1933 are approved as appended to this order

Six printed copies may be sent to the Municipal Branch of the Secretariat for reference and record

for General Secretary to Government

To

The Deputy Commissioner, Chickmagalur District, with records
" Director of Public Health in Mysore
" Comptroller to Government
" President, Tarikere Town Municipal Council

Bye-Laws Conservancy Bye-Laws framed by the Town Municipal Council ~~Periakere~~ under Section 48(1) of the Town Municipalities Act for enforcing the daily conservancy system ~~here~~ the municipal agency ~~and Rules framed under Section 61(a) (vii) of the same act for the levy of special sanitary cess as per rules mentioned in schedule~~)

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1 Every privy or latrine that is to be constructed hereafter in the municipal limits should conform to the daily removable system.

2 Every house or dwelling place that is to be constructed hereafter in the municipal limits should have a privy or latrine of daily removable system only, constructed in such place and in such manner as may be approved of by the President or the Chief Officer Privies shall always be kept in good order by effecting necessary repairs as may be approved by the President or the Chief Officer whenever necessary

3 The ~~premises~~ latrines under pit system, if any, in the private ~~xxxxxx~~ premises should be changed into the daily removable system within a reasonable time fixed by the President

4 Every house that has no privy or latrine of the daily removable system should have such privy and the owner or occupier should provide the same in such palce and in such manner as may be approved by the President or Chief Officer, within a reasonable time given by the President

99 5 If a privy under the pit system is not converted in the given time under Bye-Law 3 or if a privy is not provided with in the given time under Bye-Law 4, the municipality has ~~xxxx~~ power to get a pit system privy changed to daily removable privy or a new privy constructed and the cost recovered within one or more convenient instalments that the Municipal Council may fix If there is failure in the payment of ~~xxxxxxxxx~~ the amount or there is irregularity in the payment of instalments the amount shall be recovered by the Municipal Council as it would recover arrears of rebatarfa

~~5~~ 6 The opening of the privy should always be towards the conservancy lane and should be constructed according to the approved plan and after obtaining ~~xxxx~~license from the President or the Chief Officer Every latrine shall be situated in such a position as to permit easy access for purpose of cleaning It shall be ~~xxxxxxx~~ the duty of the house holder or occupant to provide for and allow free access to the scavenging staff to remove the night soil and clean the privy

6 ~~7~~ The opening of the privy should be capable of daily removal from out side through the conservancy lane and should be provided with good shutters or trap doors so as to completely close the openong ~~The question of granting or refusing a license to put up a trap door will rest with the President~~

7 ~~8~~ All trap doors or shutters for the privies should be preferably made of iron plates of not less than 1/8 of (one eighth of) an inch in thickness soaked in tar both sides The shutters to the trap doors should be fixed ~~so~~ tight to the door frame ~~that no flies or any other disease carrying insects have an access~~

8 ~~9~~ The Municipality will arrange for the removal of night soil through its own agency on payment of special sanitary cess fixed on private latrines as noted in detail in the shedule below

9 ~~10~~ No night soil shall be kept in the latrines for more than twenty - four hours

10 ~~11~~ For every ten (10) persons a house is ~~xxxxxxx~~ intended to accommodate ~~odd~~ there shall be at least one privy

11 11 (~~12~~) The owner of any premises shall if such premisesare occupied by more than one family provide for the use of each family separate latrine accommodation on the scale stated above

12 The side and the floor of the chamber for the receptacle shall be constructed of hard, smooth stones or brick work plastered with cement or other non-absorbent material and the floor shall be so sloped that any liquid discharged on it shall rapidly and easily flow to an out-let

(towards the conservancy lane)

13 Every privy should be provided with a movable receptacle to receive nigh soil with a capacity of not more than one cubic foot Every latrine shall be provided with a seat (or seats) so as to compel the excreta to fall entirely into a suitable receptacle or pan placed beneath it

14 Arrangements must be made for the separation of urine from faecal matter

15 The owner or occupier of any land on which there is a privy must have such privy shut out by a sufficient roof and enclosure by non-combustible mat by wall from the view of persons passing by or resident in the neighbourhood

16 The flooring inside the latrine must be made impervious by cement concre and plastered with cuddapah or burnt slabs with neat cement ~~plastering~~ so that water and other watery substance may not accumulate inside The walls and oth masonary of the building shall be of stone or brick in chunnam mortar and plastered with cement of 1/2" in thickness from the floor level up to a heigh of 2' above the seat level

17 Every privy shall be so constructed that the bottom of the receptacle fo night soil, urine or ablution water shall be at a level of at least two feet above the ground level

18 Every person who shall construct a new privy shall construct the same in such a way that (a) it shall be situated at a distance of not less than 10 fe from any portion of the building which is used for habitation or for storing or preparing any articles of food or drink Provided that when the maintanan of any such distance is not possible the President at his discretion may al the same to such short distances as may appear to him reasonable: (b) it shal be situated at a distance of not less than 20 feet from any well, spring or stream of water used or likely to be used by men for drinking or for the manufacture of drinks for the use of men provided that this clause shall not be deemed to authorise the construction of a privy at any place if it is like to render the water in any such well, spring or stream liable to contaminatio

19 A pucca drain with cement concrete and plastered with cement with proper slope must be constructed and the water of the privy should be let into the conservancy drain through a drain which should be maintained at all times in good order (~~and efficient order~~)

20 The owner or occupier of any premises to which a latrine is attached, sh when required by the President, Chief Officer or Sanitary Inspector of the Municipality, provide disinfectants and other accessories for the efficient cleaning of such latrine

21 Any person infringing any of these Bye-Laws is, ~~without being served wit any show cause notice,~~ liable ~~to~~ on convittion before a Magistrate to a fine not exceeding Rs 50/- and in case of continuing offences to a fine not exceed ing Rs 5/- for every day during which such infringment continues, provided that the total amount of fine shall not exceed Rs 100/-

---------9 ------

~~Ex-Officio~~ President,
Town Municipal Council, Tarilerr

RULES FRAMED FOR THE LEVY OF SPECIAL SANITARY CESS IN TARIKERE TOWN FOR REMOVAL OF NIGHT SOIL FROM THE HOUSES AS PER SECTION 61(viii) OF THE MYSORE MUNICIPALITIES ACT 1933

------O------

1) All the private latrines in Tarikere Town shall be got cleaned by the Municipal scavenging staff only maintained by the Municipality on payment of ~~mah~~ monthly salary

2 No owner or occupier of any house has got the privilege of getting his private scavenging done by his own agency except with special permission in writing from the President of the Municipal Council

3. A special sanitary cess as per schedule noted below shall be paid by the owner or occupier of the house where latrine is arranged to be cleaned by the Municipal agency

4 The special sanitary cess shall be payable in quarterly instalments to the Municipality and the default thereof shall entail stoppage of the scavenging work of the house of the defaulter without notice and action will be taken against the owner or occupier of the house of defaulter without notice and action will be taken against the owner or occupier of the house as per clause 10 of the Daily Conservancy Bye-Law

5 No private scavenger unless he is specially permitted in writing, shall have any right to conserve any private latrines

6 The private scavenger shall have a license from the Municipality on ~~payment~~ payment of a license fee of Rs 10/- per year and should possess badges from the Municipality

7. In case any owner or occupier of any house is granted an exemption by the President in writing to get his latrine cleandd by a private agency appointed by himself he will not be exempt from payment of special sanitary cess levied on him under clause 3 of the rules.

8 If the owner or occupier prefers his latrine to be cleaned by his private agency it is his duty to see that the licensed scavenger who is leagally authorised by the Municipality and who wears the Municipal badge noted as licensed scavenger is only appointed by him

9 The licensed scavenger shall have a night soil hand-cart at his own cost with proper lid and take the night soil in it to the proper place selected for the purpose by the Municipality and deposit the night soil there, failing which his license will be cancelled and the license fee will be forfeited, and the badge withdrawn and in addition he is liable for prosecution

10 The special sanitary cess will be entered against the name of the khatedar whose duty it is to see that regular payment is made to the Municipality in time The payment will be received from the occupier or tenantsalso, if they are paid voluntarily but the responsibility of the khatedar does not ceas if the occupier or tenant fails to pay the special sanitary cess

11 Not more than 50 houses should be entrusted by the Municipality to a scavenger appointed by the Municipality

12 The owner or occupier of any house shall have a right to compalin to the Municipality about the non-removal of the night soil from his latrine or any incivility on the part of the Municipal scavenger

13 Failure of payment of special sanitary cess shall have the same effect as failure of payment of mohatarfa taxes and the khatedar or owner of the house is responsible for the payment and his movable properties are liable for being distrained as if other mohatarfa taxes are due

14 Infringement of any of the above rules from clauses 1 to 12 is liable on conviction before a Magistrate to a fine not exceeding Rs 25/- and in case of continued offence to a fine not exceeding Rs 2/-every day during which such infringement continues provided that the total amount of fine does not e exceed Rs 50/-

--------O---------

P T O

15

SCHEDULE

Name of tax	Classes of properties liable	Rate at which classes are liable
Special Sanitary Cess	On all latrines conserved by the Municipality	1) Re 0-6-0 for every month on eac latrine attached to a private house assessed to monatarfa tax up to Rs 5/- per annum 2) Re 0-8-0 for every month on eac latrine attached to a private house assessed to a mohatarfa tax of abov Rs 5/- and below Rs 10/- per annum 3) Re 0-10-0 for every month on a each latrine attached to a private house assessed mohatarfa tax of above Rs 10/- and below Rs 15/- per annum 4) Re 0-12-0 for every month on each latrine attached to a private house assessed to a mohatarf tax of above Rs 15/- and below Rs 20/- per annum 5) Re 1-0-0 for every month on each latrine attached to each private house assessed to monatar fa tax above Rs 20/- per annum 6) Rs 2-0-0 for every month on each latrine attached Government and Public Buildings

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Ex-officio President,
Town Municipal Council, Tarikere

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

READ -

Correspondence ending with letter No A3 C 3209/45-46 dated 5th December 1948 from the Deputy Commissioner, Chickmagalur District, requesting sanction to the draft byelaws framed under Section 48(1)(o) and Rules framed for taxation under the Section 61(a)(vii) of the Mysore Town Municipalities Act, 1933, by the Tarikere Town Municipal Council, for enforcing the daily conservancy system through the Municipal Agency only and for the levy of special sanitary cess as resolved by the Municipal Council on 9th March 1946 and adding that no objections were received in response to the notification calling for the same

ORDER NO L 9592-95 | ME 96-48-60

Dated, Bangalore, the 10-2-49

The Rules framed under Section 61(a)(vii) of the Mysore Town Municipalities Act, 1933 for the levy of special sanitary cess and the Byelaws framed under Section 48(1) for the enforcing the daily conservancy system in Tarikere Town Municipality are approved as appended to this order.

Six printed copies may be sent to the Municipal Branch of the Secretariat for reference and record

for General Secretary to Government

To

The Deputy Commissioner, Chickmagalur District, with records
" Director of Public Health in Mysore
" Comptroller to Government.
" President, Tarikere Town Municipal Council

CONSERVANCY BYELAWS FRAMED BY THE TOWN MUNICIPAL COUNCIL, MARIKERE, UNDER SECTION 48(1) OF THE TOWN MUNICIPALITIES ACT FOR ENFORCING THE DAILY CONSERVANCY SYSTEM THROUGH THE MUNICIPAL AGENCY

1 Every privy or latrine that is to be constructed hereafter in the Municipal limits should conform to the daily removable system

2. Every house or dwelling place that is to be constructed hereafter in the Municipal limits should have a privy or latrine of daily removeable system only, constructed in such place and in such manner as may be approved by the President or the Chief Officer Privies shall always be kept in good order by effecting necessary repairs as may be approved by the President or the Chief Officer whenever necessary

3 The latrines under pit system, if any, in the private premises should be changed into the daily removeable system within a reasonable time fixed by the President

4 Every house that has no privy or latrine of the daily removeable system should have such privy and the owner or occupier should provide the same in such place and in such manner as may be approved by the President or Chief Officer, within a reasonable time given by the President

5 The opening of the privy should always be towards the conservancy lane and should be constructed according to the approved plan and after obtaining license from the President or the Chief Officer Every latrine shall be situated in such a position as to permit easy access for purpose of cleaning It shall be the duty of the house holder or occupant to provide for and allow free access to the scavenging staff to remove the night soil and clean the privy.

6 The opening of the privy should be capable of daily removal from out side through the conservancy lane and should be provided with good shutters or trap doors so as to completely close the opening

7 All trap doors or shutters for the privies should be preferably made of iron plates of not less than 1/8 of (one eighth of) an inch in thickness soaked in tar both sides The shutters to the trap doors should be fixed tight to the door frame.

8 The Municipality will arrange for the removal of night soil through its own agency on payment of special sanitary cess fixed on private latrines as noted in detail in the schedule below

9 No night soil shall be kept in the latrines for more than twenty four hours

10. For every ten (10) persons a house is intended to accommodate there shall be at least one privy.

11. The owner of any premises shall if such premises are occupied by more than one family provide for the use of each family separate latrine accommodation on the scale stated above.

12. The side and the floor of the chamber for the receptacle shall be constructed of hard, smooth stones or brick plastered with cement or other non-absorbent material and the floor shall be so slopped that any liquid discharged on it shall rapidly and easily flow to an out-let (towards the conservancy lane)

13 Every privy should be provided with a moveable receptacle to receive night soil with a capacity of not more than one cubic feet Every latrine shall be provided with a seat (or seats) so as to compel the excreta to fall entirely into a suitable receptacle or pan placed beneath it

14. Arrangements must be made for the separation of urine from ~~fecal~~ matter.

15 The owner or occupier of any land on which there is a privy must have such privy shut out by a sufficient roof and enclosure by non-combustible matter by wall from the view of persons passing by or resident in the neighbourhood.

16 The flooring inside the latrine must be made impervious by cement concrete and plastered with cuddapah or burnt slabs with neat cement painting so that water and other watery substance may not accumulate inside The walls and other masonary of the building shall be of stone or brick in churnam mortar and plastered with cement of 1/2" in thickness from the floor level up to a height of 2' above the seat level

17. Every privy shall be so constructed that the bottom of th receptacle for night soil, urine or ablution water shall be at a level of at least two feet above the ground level

18- Every person who shall construct a new privy shall place the same in such a way that (a) it shall be situated at a distance of not less than 10 feet from any portion of any building which is used for habitation or for storing or preparing food or drink Provided that when the main

is not possible the President at his discretion may alter the same to such short distances as may appear to him reasonable (b) It shall be situated at a distance of not less than 20 feet from any well spring or stream of water used or likely to be used by men for drinking or for the manufacture of drinks for the use of men provided that this clause shall not be deemed to authorise the construction of a privy at any place if it is likely to render the water in any such well, spring or stream liable to contamination.

19. A pucca drain with cement concrete and plastered with cement with proper slope must be constructed and the water of the privy should be let into the conservancy ~~xxxx~~ drain through a drain which should be maintained at all times in good order

20. The owner or occupier of any premises to which a latrine is attached, shall when required by the President, Chief Officer or Sanitary Inspector of the Municipality, provide disinfectants and other accessories for the efficient cleaning of such latrines.

21 Any person infringing any of these byelaws is, liable on conviction before a Magistrate to a fine not exceeding Rs 50 and in case of continuing offences to a fine not exceeding Rs 5 for every day during which such infringment continues, provided that the total amount of fine shall not exceed Rs 100/-

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Gereral Secretary to Government.

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RULES FRAMED FOR THE LEVY OF SPECIAL SANITARY CESS IN TARIKERE TOWN FOR REMOVAL OF NIGHT SOIL FROM THE HOUSES AS PER SECTION 61 (viii) OF THE TOWN MUNICIPALITIES ACT 1933.

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All private latrines in Tarikere Town shall be got cleaned by the Municipal Scavenging staff only maintained by the Municipality on payment of monthly salary.

No owner or occupier of any house has got the privilege of getting his private scavenging done by his own agency except with special permission in riting from the President of the Municipal Council.

A special sanitarycess as per schedule noted below shall be paid by the wner or occupier of the house where latrine is arranged to be cleaned by he Municipal agency.

The special sanitary cess shall be payable in quarterly instalments to the Municipality and the default thereof shall entail stoppage of the scavenging box of the house of the defaulter without notice and action will be taken agnst the owner or occupier of the house of defaulter without notice and ction will be taken against the onwer or occupier of the house as per clause 10 of the Daily Conservancy Bye-law

5 No prite scavenger unless he is specially permitted in writing, shall have any right to conserve any private latrines

6. The prite scavenger shall have a license from the Municipality on payment of a licence fee of Rs.10/- per year and should possess badges from the Municipaly

7. In case any owner or occupier of any house is granted an exemption by the President in writing to get his latrine cleaned by a private agency appointed by himself he will not be exempt from payment of special sanitary cess levied on him under clause 3 of the rules

8 In the owner or occupier prefers his latrine to be cleaned by his private agency it is his duty to see that the licensed scavenger who is legally authorised by the Municipality and who wears the municipal badge noted as licensed scavenger is only appointed by him

9. The licensed scavenger shall have a night soil hand cart at his own cost with proper lid to take the night soil in it to the proper place selected for the purpose the Municipality and deposit the night soil, failing which his licens shall be cancelled and the license fee will be forfeited, and the badge withdrawn and in addition he is liable for prosequtions.

10 The special sanitary cess will be entered against the name of the Khatedar whose duty it is to see that regular payment is made to the Municipality in time. The payment will be received from the occupier or tenats if they are paid voluntarily but the responsiblity of the Khatedar does not cease if the occupier or tenant fails to pay the special sanitary cess.

Not more than 50 houses should be entrusted by the Municipality to a Scavenger appointed by the Municipality.

12. The owner or occupier of any house shall have a right to complain to the Municipality about the non-removal of the night soil from his latrine or any incivility on the part of the Municipal Scavenger

13. Failure of payment of special sanitary cess shall have the same effect as failure in payment of Mohatarfa taxes and the Khatedar or owner of the house is responsible for the payment and his movable properties are liable for being attached as if other mohatarfa taxes are due.

14 Infringment of any of the above rules from clauses 1 to 12 is liable on conviction before a Magistrate to a fine not exceeding Rs. 25/- and in case of continued offence to a fine not exceeding Re-2/- every day during which such infirngement continues provided that the total amount of fine does not exceed Rs 50/-

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S C H E D U L E

Name of Tax	Class of properties liable.	Rate at which class ses are liable
Special Sanitary Cess	On all latrines conserved by the Municipality.	(1) Re 0-6-0 for every month on each latrine attached to a private house assessed to mohatarfa tax upto Rs 5/- per annum. (2) Re 0-8-0 for every month on each latrine attached to a private house assessed to a Mohatarfa tax of above Rs 5/- and below Re-10/- per annum (3) Re.0-10-0 for every month on each latrine attached to a private house assessed to mohatarfa tax of above Rs 10/-and below Re 15/- per annum (4) Re-0-12-0 for every month on each latrine attached to a private house assessed to a Mohatarfa tax of above Rs 15/- and below Rs.20/- per annum. (5) Re.1/- for every month on each latrine attached to each private house assessed to mohatarfa tax above Re 20/- per annum (6) Re 2/- for every month on each latrine attached to the Government and public buildings

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